

11-10-05
JC10 Rec'd PTO 08 NOV 2005 #4

Express Mail No.: EV452772916US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jerome B. Zeldis Confirmation No.: 3548
Application No.: 10/531,552 Group Art Unit: To Be Assigned
Filed: April 13, 2005 Examiner: To Be Assigned
For: METHODS OF USING AND
COMPOSITIONS COMPRISING
SELECTIVE CYTOKINE
INHIBITORY DRUGS FOR THE
TREATMENT AND
MANAGEMENT OF
MYELODYSPLASTIC
SYNDROMES Attorney Docket No.: 9516-075-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


In response to a Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) ("Notification"), mailed October 24, 2005, and in connection with the above-identified application, Applicant submits herewith: (1) a copy of the Declaration executed by Jerome B. Zeldis.

Late filing fee of \$130 is believed due for this submission. However, if the Patent and Trademark Office determines otherwise, please charge the required fee to Jones Day Deposit Account No. 50 3013. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: November 8, 2005

11/15/2005 LLANDGRA 00000068 503013 10531552
01 FC:1617 130.00 DA


By: Yeahsil Moon (Reg. No.) 52,042
For: Anthony M. Insogna 35,203
JONES DAY
222 East 41st Street
New York, New York 10017-6702
(212) 326-3939

Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

9516-075-999

U.S. APPLICATION NUMBER NO.

10/531,552

FIRST NAMED APPLICANT

Jerome B Zeldis

ATTY. DOCKET NO.

9516-075-999

INTERNATIONAL APPLICATION NO.

PCT/US03/11324

I.A. FILING DATE

04/11/2003

PRIORITY DATE

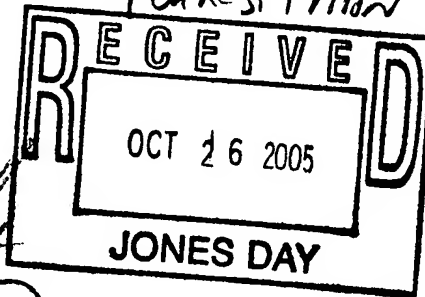
10/15/2002

CONFIRMATION NO. 3548

371 FORMALITIES LETTER



OC000000017307751



Jones Day
222 East 41th Street
New York, NY 10017

Date Mailed: 10/24/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/13/2005
- Copy of the International Search Report filed on 04/13/2005
- Oath or Declaration filed on 04/13/2005
- Request for Immediate Examination filed on 04/13/2005
- U.S. Basic National Fees filed on 04/13/2005
- Priority Documents filed on 04/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

• Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

• To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,552	PCT/US03/11324	9516-075-999

FORM PCT/DO/EO/905 (371 Formalities Notice)